

1  
2 UNITED STATES DISTRICT COURT  
3 DISTRICT OF NEVADA

4 \* \* \*

5  
6 UNITED STATES OF AMERICA, ) **2:17-cr-145-KJD-CWH**  
7 )  
8 Plaintiff, )  
9 )  
10 v. )  
11 SHONTAZ HUTCHINSON, )  
12 )  
13 Defendant. )  
14 )  
15 )  
16 )  
17 )  
18 )  
19 )  
20 )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

29 **FINDINGS OF FACT**

30 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
31 Court finds that:

32 1. The Defendant's Motion was filed and served on August 28, 2017. *See* Docket  
33 #25. The Government's response deadline is presently November 3, 2017.

34 2. Since the filing of the previous stipulation, the parties have had to slightly alter  
35 the proposed plea agreement in the case, which, if accepted will obviate the need for any further  
36 pre-trial litigation. The parties need additional time to execute the plea agreement and return it  
37 to the Court.

38 3. The Defendant is incarcerated, but he does not object to the continuance of the  
39 Government's response deadline.

40 4. The additional time requested herein is not sought for purposes of delay, but  
41 merely to allow the parties time to execute a plea agreement, which will obviate the need for this  
42 Court to consider the Defendant's Motion.

43 5. Additionally, denial of this request for continuance could result in a miscarriage  
44 of justice.

6. This is the fourth stipulation filed herein to continue the Government's response deadline.

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the Government's response deadline.

## CONCLUSIONS OF LAW

The additional time requested herein is not sought for purposes of delay, but merely to allow the parties time to execute a plea agreement, which will obviate the need for this Court to consider the Defendant's Motion. The failure to grant said continuance would likely result in a miscarriage of justice.

## ORDER

IT IS THEREFORE ORDERED, that the previously-scheduled response deadline for the Government to respond to the Defendant's Motion to Suppress is extended until December 6 \_\_\_, 2017.

UNITED STATES MAGISTRATE JUDGE

Dated: 11/21/17